

**EQC ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
JULY 14, 2005**

BUREAU OF LAND AND WASTE MANAGEMENT

UST Enforcement

- 1) Order Type and Number: Administrative Order 04-0870-UST
 Order Date: March 30, 2005
 Respondent: **Morris Oil & Tire Co., Inc.**
 Facility: Morris Oil & Tire Co., Inc.
 Location/Mailing Address: 346 Union Street
 Spartanburg, SC 29302
 County: Spartanburg
 Previous Orders: None
 Permit/ID Number: 11393
 Violations Cited: UST Control Regulations, R.61-92,
 §280.93(a), R.61-92, §280.110(c).

Summary: Morris Oil & Tire Company, a South Carolina corporation, owns and operates underground storage tanks located at 346 Union Street in Spartanburg, South Carolina. The Respondent has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to demonstrate financial responsibility, and failure to supply records to the Department upon request.

Action: The Department issued an Administrative Order with a civil penalty of two thousand, seven hundred fifty dollars **(\$2,750.00)** when it became clear that the owner/operator did not intend to enter into a Consent Order or come into compliance by providing current financial responsibility documentation. The Administrative Order was not appealed. Subsequently, the civil penalty was paid, but the financial responsibility documentation has not been submitted.

- 2) Order Type and Number: Administrative Order 04-0928-UST
 Order Date: March 31, 2005
 Respondent: **Frank H. Wiles, Sr. d/b/a Ligon & Wiles
Partnership and Farrow Road Amoco,
and Eric Olorunsola**
 Facility: Farrow Road Amoco
 Location/Mailing Address: 3409 Farrow Road
 Columbia, S.C. 29203
 County: Richland
 Previous Orders: None
 Permit/ID Number: 07770
 Violations Cited: UST Control Regulations, R.61-92,
 §280.30(a), R.61-92, §280.40(a), R.61-92, §280.34(c).

Summary: Frank H. Wiles, Sr. d/b/a Ligon & Wiles Partnership and Farrow Road Amoco owns and Eric Olorunsola operates underground storage tanks located at 3409 Farrow Road in Columbia, South Carolina. The Respondents have violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to maintain the spill prevention equipment, failure to provide an adequate release detection method, and failure to supply records to the Department upon request.

Action: The Department issued an Administrative Order with a civil penalty of five thousand fifty dollars (**\$5,050.00**) when it became clear that the owner/operator did not intend to enter into a Consent Order or come into compliance by repairing the spill prevention equipment or providing the release detection records and site check results to the Department. The Administrative Order was not appealed.

BUREAU OF WATER

Drinking Water Enforcement

3) Order Type and Number: Consent Order 05-050-DW
Order Date: May 17, 2005
Respondent: **Mepkin Abbey, Inc.**
Facility: Mepkin Abbey Public Water System (PWS)
Location/Mailing Address: 1098 Mepkin Abbey Road
Moncks Corner, S.C. 29461
County: Berkeley
Previous Orders: None
Permit/ID Number: 0870972
Violations Cited: S.C. Code Ann § 44-55-90(B) and S.C. Code Ann. Regs. 61-58.7

Summary: Mepkin Abbey, Inc. (Respondent) is responsible for the proper operation and maintenance of a PWS. The Respondent has violated the State Primary Drinking Water Regulations as follows: failure to properly operate and maintain the PWS.

Action: The Respondent has agreed to: operate and maintain the PWS in accordance with all applicable State and Federal laws and regulations; submit a Consumer Confidence Report; submit a leak detection and repair plan; employ a certified distribution and treatment operator; complete construction of a new storage tank, treatment system and wellhead upgrades and obtain final approval to operate; correct all deficiencies from the June 10, 2004 and October 13, 2004 Sanitary Surveys; and pay a **stipulated penalty** in the amount of two thousand, eight hundred dollars (\$2,800.00) if it fails to meet any requirement of this Order.

4) Order Type and Number: Consent Order 05-051-DW
Order Date: May 17, 2005
Respondent: **Town of Gifford**
Facility: Town of Gifford PWS

<u>Location/Mailing Address:</u>	P.O. Drawer 189 Gifford, S.C. 29923
<u>County:</u>	Hampton
<u>Previous Orders:</u>	03-138-DW (\$13,500) Stipulated
<u>Permit/ID Number:</u>	2510009
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.7(E)(1)

Summary: The Town of Gifford (Respondent) is responsible for the proper operation and maintenance of a PWS that serves the residents and businesses of the Town of Gifford. The Respondent has violated the State Primary Drinking Water Regulations as follows: failure to employ a certified distribution operator of the appropriate grade to ensure proper operation of the PWS.

Action: The Respondent has agreed to: operate and maintain the PWS in accordance with all applicable State and Federal laws and regulations; employ a certified distribution operator of at least a "C" level grade; submit a written contract between the operator and the Respondent verifying that such a person is employed; and, pay a civil penalty in the amount of one thousand, four hundred dollars (\$1,400.00) in monthly installments.

5)	<u>Order Type and Number:</u>	Consent Order 05-058-DW
	<u>Order Date:</u>	May 27, 2005
	<u>Respondent:</u>	TCH Construction, LLC
	<u>Facility:</u>	Rolling S Golf Club
	<u>Location/Mailing Address:</u>	520 Harris Springs Rd. Waterloo, S.C. 29384
	<u>County:</u>	Laurens
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	30GC002
	<u>Violations Cited:</u>	S.C. Code Ann. §§ 49-4-50(A) and 49-4-80

Summary: TCH Construction, LLC (Respondent) is responsible for the proper operation and maintenance of a surface water withdrawal system. The Respondent has violated the Surface Water Withdrawal and Reporting Act as follows: failure to submit the annual Water Use Report.

Action: The Respondent has agreed to: pay a civil penalty in the amount of three hundred eighty dollars (\$380.00).

Water Pollution Enforcement

6)	<u>Order Type and Number:</u>	Consent Order 05-045-W
	<u>Order Date:</u>	May 17, 2005
	<u>Respondent:</u>	Chime Bell Meadows, LLC
	<u>Facility:</u>	Chime Bell Meadows
	<u>Location/Mailing Address:</u>	173 Gadwall Lane Aiken, S.C. 29803

<u>County:</u>	Aiken
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	SCR10A098
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-9.122.26(b)(14)(x)

Summary: Chime Bell Meadows, LLC (Respondent) is responsible for construction and development activities at the Chime Bell Meadows development. The Respondent has violated the Water Pollution Control Permit Regulations as follows: initiated land-disturbing activities prior to obtaining a permit.

Action: The Respondent has agreed to: comply with all applicable State and Federal regulations; and, pay a civil penalty in the amount of two thousand dollars (\$2,000.00). The civil penalty has been paid.

7)	<u>Order Type and Number:</u>	Consent Order 05-048-W
	<u>Order Date:</u>	May 9, 2005
	<u>Respondent:</u>	Larry Edwards d/b/a Larry Edwards Logging Company
	<u>Facility:</u>	Win Joseph Tract
	<u>Location/Mailing Address:</u>	3200 E. N.C. Highway 108 Columbus, N.C. 28722
	<u>County:</u>	Greenville
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	None
	<u>Violations Cited:</u>	S.C. Code Ann. § 48-1-90(a) and S.C. Code Ann. Regs. 61-68 (E)(5)(d)

Summary: Larry Edwards (Respondent) d/b/a Larry Edwards Logging Company is responsible for a logging operation at the Win Joseph Tract located in Greenville County, South Carolina. The Respondent has violated the Pollution Control Act and Water Classifications and Standards as follows: discharged large quantities of sediment and logging debris into waters of the State and failed to keep waters of the State free from deleterious materials that interfered with classified and/or existing water uses.

Action: The logging debris has been removed and the sediment has been naturally removed by a series of wet weather events. The Respondent has agreed to: comply with all applicable State and Federal regulations; and, pay a civil penalty in the amount of twelve thousand dollars (\$12,000.00) in quarterly installments.

8)	<u>Order Type and Number:</u>	Consent Order 05-049-W
	<u>Order Date:</u>	May 23, 2005
	<u>Respondent:</u>	Glenn H. Blanton
	<u>Facility:</u>	N/A
	<u>Location/Mailing Address:</u>	3720 Rainey Road Starr, S.C. 29684
	<u>County:</u>	Anderson

<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	None
<u>Violations Cited:</u>	S. C. Code Ann. Regs. 61-43.200.20(A), 61-43.200.100, and 61-43.200.150

Summary: Glenn H. Blanton (Respondent) is responsible for the temporary storage and land application of chicken manure in a field located off Airline Road and True Temper Road. The Respondent has violated the Standards for the Permitting of Agricultural Animal Facilities as follows: the Respondent land applied animal manure in a manner other than in compliance with the permit.

Action: The Respondent has agreed to: submit a corrective action plan (CAP) with a schedule detailing all measures implemented to insure compliance with the regulations and to prevent odors during future land application events at the Sites; include a waste management plan and a nutrient management plan in the schedule, which upon approval, will be incorporated into and become an enforceable part of the Order; and, pay a civil penalty in the amount of four thousand, two hundred dollars **(\$4,200.00)**. The penalty has been paid.

9)	<u>Order Type and Number:</u>	Consent Order 05-052-W
	<u>Order Date:</u>	May 17, 2005
	<u>Respondent:</u>	New Bridge Polo Ranch, LLC
	<u>Facility:</u>	Longleaf Subdivision
	<u>Location/Mailing Address:</u>	4540 Highway 20 Niceville, FL 32578
	<u>County:</u>	Aiken
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	SCR107030, SCR108488
	<u>Violations Cited:</u>	S.C. Code Ann. §§ 48-1-90(a), 48-1-110(d), and S.C. Code Ann. Regs. 61-68.E(5)(d)

Summary: New Bridge Polo Ranch, LLC (Respondent) owns and is responsible for clearing and grading activities at New Bridge Polo Ranch Phase I and Phase II. The Respondent has violated the Pollution Control Act and the Water Classifications & Standards as follows: initiated construction activities at Phase III prior to obtaining a permit; and, discharged sediment into the environment and waters of the State.

Action: The Respondent has obtained the necessary permit for Phase III, and all three sites have been found to be in satisfactory condition. The Respondent has agreed to: submit a report prepared by a South Carolina Registered Professional Engineer certifying that all necessary storm water controls are installed and properly functioning; and, pay a civil penalty in the amount of sixteen thousand dollars **(\$16,000.00)**.

10)	<u>Order Type and Number:</u>	Consent Order 05-053-W
	<u>Order Date:</u>	May 17, 2005
	<u>Respondent:</u>	Rock Hill School District Three
	<u>Facility:</u>	Rock Hill High School

Location/Mailing Address: P.O. Box 10072
Rock Hill, S.C. 29731
County: York
Previous Orders: None
Permit/ID Number: SCR106593
Violations Cited: S.C. Code Ann. § 48-1-90(a), S.C. Code
Ann. Regs. 61-68.E (5)(d) and 61-9.122.41(a) and (e)(1)

Summary: Rock Hill School District Three (Respondent) is responsible for the construction and development activities at the new Rock Hill High School. The Respondent has violated the Pollution Control Act, the Water Classification and Standards, and the Water Pollution Control Permit Regulations as follows: discharged waste into the environment, including waters of the State; discharged deleterious material into the waters of the State which is harmful to aquatic life and interferes with classified or existing water uses; and, failed to install and maintain sediment and erosion control devices.

Action: The Respondent has agreed to: comply with all applicable State and Federal regulations; submit a report completed by a South Carolina Registered Professional Engineer certifying that all sediment and erosion control devices are installed and functioning properly. The report was submitted, but corrections to the wording were requested by DHEC, and will be resubmitted by the Respondent. The Respondent is required to pay a civil penalty in the amount of twelve thousand dollars (\$12,000.00).

11) Order Type and Number: Consent Order 05-054-W
Order Date: May 17, 2005
Respondent: **Ahmad M. Asmar**
Facility: A.M.A. Enterprises
Location/Mailing Address: 711 Haverhill Court
West Columbia, S.C. 29169
County: Lexington
Previous Orders: None
Permit/ID Number: None
Violations Cited: S.C. Code Ann. § 48-1-90(a)

Summary: Ahmad M. Asmar (Respondent) d/b/a A.M.A. Enterprises is responsible for the proper disposal of waste carpet cleaning water from its carpet cleaning company. The Respondent has violated the Pollution Control Act as follows: discharged carpet cleaning water into the environment, including waters of the State.

Action: The Respondent has agreed to: comply with all applicable State and Federal regulations; and, pay a civil penalty in the amount of four thousand, two hundred dollars (\$4,200.00) in quarterly installments.

12) Order Type and Number: Consent Order 05-055-W
 Order Date: May 31, 2005
 Respondent: **Laurel Baye Healthcare, LLC**
 Facility: Fairfield Health Care Center
 Location/Mailing Address: P.O. Box 70
 Ridgeway, S.C. 29130
 County: Fairfield
 Previous Orders: None
 Permit/ID Number: ND0067008
 Violations Cited: S.C. Code Ann. §§ 48-1-90(a), 48-1-110(d), S.C. Code Ann. Regs. 61-9.505.41(e), .41(1)(6)(i), .41(h), and 61-9.505.47(e)

Summary: Laurel Baye Healthcare, LLC (Respondent) is responsible for the operation and maintenance of a wastewater treatment facility (WWTF) serving the Fairfield Health Care Center. The Respondent has violated the Water Pollution Control Permit Regulations and the Pollution Control Act as follows: failed to comply with all the conditions of the Permit; failed to operate and maintain all units of treatment and control in accordance with the Permit; discharged waste into the environment; failed to provide a response in writing for deficiencies noted during inspections of the WWTF; and, failed to notify the Department within 24 hours of a bypass occurring at the WWTF.

Action: The Respondent has agreed to: comply with all applicable State and Federal regulations; cap the spray field monitoring wells; eliminate the holding pond bypass line; submit an updated Operations and Maintenance Manual; repair or replace the screenings container; submit a CAP summarizing the actions implemented to correct deficiencies noted during Department inspections; and, pay a civil penalty in the amount of sixteen thousand, five hundred dollars (**\$16,500.00**). The penalty has been paid.

13) Order Type and Number: Consent Order 05-057-W
 Order Date: May 27, 2005
 Respondent: **Johnny O. Jackson Builders, Inc.**
 Facility: American Mini Storage
 Location/Mailing Address: 516 University Parkway
 Aiken, S.C. 29801
 County: Aiken
 Previous Orders: None
 Permit/ID Number: SCR108482
 Violations Cited: S.C. Code Ann. Regs. 61-9.122.26(b)(15)(i); and 61-9.122.26(e)(8)

Summary: Johnny O. Jackson Builders, Inc. (Respondent) is responsible for the construction and development activities at the American Mini Storage facility. The Respondent has violated the Pollution Control Act and the Water Pollution Control Permit Regulations as follows: initiated land-disturbing activities prior to obtaining a permit; and failed to adhere to a Cease and Desist Order.

Action: The Respondent has agreed to submit a report prepared by a South Carolina Registered Professional Engineer certifying that all necessary storm water controls are installed and properly functioning; comply with all applicable State and Federal regulations; and, pay a civil penalty in the amount of five thousand dollars (\$5,000.00) in quarterly installments.

- 14) Order Type and Number: Consent Order 05-059-W
Order Date: May 31, 2005
Respondent: **North Safety Products, Inc.**
Facility: North Safety Products, Inc.
Location/Mailing Address: 1150 Jackson Heights/P.O. Box 39
Clover, S.C. 29710
County: York
Previous Orders: 00-088-W (\$8,500)
Permit/ID Number: SC0002801
Violations Cited: S.C. Code Ann. § 48-1-110(d) and S.C.
Code Ann. 61-9.122.21(d)(1)

Summary: North Safety Products, Inc (Respondent) is responsible for the proper operation and maintenance of a WWTF serving its glove manufacturing operation. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits as follows: failed to submit an administratively complete application for the renewal of its National Pollutant Discharge Elimination System (NPDES) permit.

Action: The Respondent has agreed to: comply with all applicable State and Federal regulations; properly operate and maintain the WWTF in accordance with the existing NPDES permit until a new permit becomes effective; and, pay a civil penalty in the amount of one thousand, four hundred dollars (\$1,400.00).

- 15) Order Type and Number: Consent Order 05-060-W
Order Date: May 31, 2005
Respondent: **Rural Water, Inc.**
Facility: Northfall Acres Subdivision WWTF
Location/Mailing Address: Deadfall Road/P.O. Box 359
Ware Shoals, S.C. 29692
County: Greenwood
Previous Orders: 99-111-W (\$15,000)
Permit/ID Number: SC0032191
Violations Cited: S.C. Code Ann. § 48-1-110(d) and S.C.
Code Ann. 61-9.122.21(d)(1)

Summary: Rural Water, Inc. (Respondent) is responsible for the proper operation and maintenance of a WWTF serving the residents of the Northfall Acres Subdivision. The Respondent has violated the Pollution Control Act and Water Pollution Control Permit Regulations as follows: failed to submit an administratively complete application for the renewal of its NPDES permit.

Action: The Respondent has agreed to: comply with all applicable State and Federal regulations and properly operate and maintain the WWTF in accordance with the existing NPDES Permit until the discharge is eliminated.

- 16) Order Type and Number: Consent Order 05-061-W
 Order Date: May 27, 2005
 Respondent: **Western Carolina R.S.A.**
 Facility: Gilder Creek WWTF
 Location/Mailing Address: 561 Mauldin Road
 Greenville, S.C. 29607
 County: Greenville
 Previous Orders: None
 Permit/ID Number: SC0040525
 Violations Cited: S.C. Code Ann.§ 48-1-110(d) and S.C.
 Code Ann. Regs. 61-9.122.41(d)

Summary: Western Carolina Regional Sewer Authority (WCRSA) (Respondent) owns and is responsible for the proper operation and maintenance of the Gilder Creek WWTF serving the residents of a designated area of the City of Simpsonville. The Respondent has violated the Pollution Control Act and associated regulations as follows: failed to comply with the permitted discharge limits for fecal coliform.

Action: The Respondent has agreed to: submit a summary of all corrective actions taken to correct the problems at the WWTF; and, pay a civil penalty in the amount of six thousand dollars (\$6,000.00).

- 17) Order Type and Number: Consent Order 05-062-W
 Order Date: May 27, 2005
 Respondent: **McCall Farms, Inc.**
 Facility: McCall Farms WWTF
 Location/Mailing Address: 6615 South Irby Street
 Effingham, S.C. 29541
 County: Florence
 Previous Orders: 00-056-W (\$10,000)
 03-022-W (\$16,550)
 Permit/ID Number: SC0039284
 Violations Cited: S.C. Code Ann.§ 48-1-110(d) and S.C.
 Ann. Regs. 61-9.122.41(d)

Summary: McCall Farms, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a WWTF serving its food processing plant at 6615 South Irby Street, Effingham (Site). The Respondent violated the Pollution Control Act and associated regulations as follows: failed to comply with the permitted discharge limits for potential hydrogen (pH), total suspended solids (TSS), and biochemical oxygen demand (BOD).

Action: The Respondent has agreed to: submit a report on fecal coliform monitoring; complete the land application of “bag” sludge; submit a preliminary engineering report (PER) for approval to make the necessary upgrades; submit a construction permit application including all plans and specifications; begin construction; complete construction and request final approval to operate from the District; and, pay a civil penalty in the amount of sixteen thousand dollars (**\$16,000.00**).

BUREAU OF AIR QUALITY

18) Order Type and Number: Consent Order 05-019-A
Order Date: May 9, 2005
Respondent: **Sloan Construction Company**
Facility: Sloan Construction Company
Location/Mailing Address: 248 Plemmons Road
Duncan, South Carolina 29334
County: Spartanburg County
Previous Orders: 01-072-A, 00-103-A
Permit/ID Number: 9900-0115
Violations Cited: U.S. Environmental Protection Agency
 (“EPA”) Regulations at 40 CFR 60.92(a)(1), and S. C. Code Ann. § 48-1-90(a).

Summary: Sloan Construction Company (Respondent), located in Duncan, South Carolina, owns and operates a 400 ton-per-hour asphalt plant. The Respondent violated the South Carolina Pollution Control Act and U.S. EPA Regulations at 40 CFR 60.92, Subpart I, Standards of Performance for Hot Mix Asphalt Plants, as follows: failure to limit its particulate matter emissions below the standards of 0.04 grains per dry standard cubic foot during a Department-approved source test on November 30, 2004.

Action: The Respondent has determined the cause of non-compliance and made the necessary repairs. The Respondent has agreed to conduct a re-test for particulate matter emissions and to pay a civil penalty in the amount of five thousand dollars (**\$5,000.00**).

19) Order Type and Number: Consent Order 05-021-A
Order Date: May 17, 2005
Respondent: **Johnny Ashford d/b/a Ashford Enterprises**
Facility: Johnny Ashford d/b/a Ashford Enterprises
Location/Mailing Address: 10808 Monticello Road
Winnsboro, SC 29180
County: Richland
Previous Orders: None
Permit/ID Number: None
Violations Cited: U.S. EPA 40 CFR 61.145(b)(3)(i) and (c);
and South Carolina Air Pollution Control Regulations 61-86.1, Section III.A.1.
and 2., Section IV.B.2. and 5., Section V.B.1.a., and Section V.D.

Summary: Johnny Ashford d/b/a Ashford Enterprises (Respondent) is a construction contractor. Respondent violated Federal and State asbestos regulations as follows: failure to ensure that a valid asbestos inspection was performed prior to beginning an asbestos project; failure to provide the Department with written notice at least 10 working days before beginning removal of regulated asbestos-containing materials (RACM); failure to obtain an asbestos project license from the Department prior to beginning an asbestos project; failure to use workers licensed by the Department when engaging in an asbestos project involving RACM; and, failure to adhere to the required work practice requirements for an asbestos project involving RACM, including but not limited to wetting, and proper removal and disposal of RACM.

Action: Respondent has agreed to: ensure that a valid asbestos inspection is performed prior to beginning any renovation or demolition of a regulated structure or building; provide the Department with the applicable written notice of intent prior to beginning any asbestos project involving RACM; obtain an asbestos project license prior to beginning any asbestos project involving RACM; ensure that no workers engage in an asbestos project involving RACM unless licensed by the Department; ensure that RACM is removed, stored, and disposed of in accordance with the asbestos regulations; complete a 40-hour Department-approved asbestos supervisor course; submit written verification to the Department indicating such; and, pay a civil penalty in the amount of three thousand, five hundred dollars (**\$3,500.00**). The penalty has been paid.

20) <u>Order Type and Number:</u>	Consent Order 05-022-A
<u>Order Date:</u>	May 18, 2005
<u>Respondent:</u>	A.O. Hardee & Sons, Inc.
<u>Facility:</u>	A.O. Hardee & Sons, Inc.
<u>Location/Mailing Address:</u>	55 Park Street Extension Little River, SC 29566
<u>County:</u>	Horry
<u>Previous Orders:</u>	03-044-A (\$1,500)
<u>Permit/ID Number:</u>	None
<u>Violations Cited:</u>	South Carolina Air Pollution Control Regulation 61-62.2, <u>Prohibition of Open Burning</u>

Summary: A.O. Hardee, Inc. (Respondent), is a construction and land-clearing contractor and operates a maintenance shop for its vehicle fleet at an office located at 55 Park Street Extension in Little River, South Carolina. The Respondent violated South Carolina Air Pollution Control Regulation 61-62.2, Prohibition of Open Burning, as follows: burned materials prohibited by the regulation.

Action: The Respondent has agreed to cease open burning except as in compliance with South Carolina Air Pollution Control Regulations, including all open burning at its office; implement procedures to notify its employees, including new employees, that all open burning at its office is prohibited; provide the Department with certification that it has completed this requirement; and, pay a civil penalty in the amount of four thousand, five hundred dollars (**\$4,500.00**). The penalty is due no later than June 17, 2005.

21) Order Type and Number: Consent Order 05-025-A
Order Date: May 27, 2005
Respondent: **Guardian Industries Corporation**
Facility: Guardian Industries Corporation
Location/Mailing Address: 610 L&C Railway Distribution Park
Richburg, South Carolina 2929
County: Chester County
Previous Orders: None
Permit/ID Number: 0640-0018
Violations Cited: S. C. Code Ann. § 48-1-90(a)

Summary: Guardian Industries Corporation (Respondent), located in Richburg, South Carolina, operates a glass furnace used to manufacture plate glass. The Respondent violated the South Carolina Pollution Control Act as follows: failure to limit its sulfuric acid mist emissions below its limit of 4.0 pounds per hour during a Department-approved source test on April 14 & 15, 2004.

Action: The Respondent has demonstrated compliance during a re-test for sulfuric acid mist emissions, agreed to henceforth comply with its sulfuric acid mist emission limit as listed in its Title V Operating Permit, and to pay a civil penalty in the amount of five thousand dollars (**\$5,000.00**).

22) Order Type and Number: Consent Agreement 05-026-A
Order Date: May 27, 2005
Respondent: **Shaw Air Force Base**
Facility: Shaw Air Force Base
Location/Mailing Address: 20 FW/JA
504 Shaw Drive
Shaw AFB, SC 29152
County: Sumter
Previous Orders: None
Permit/ID Number: N0409169
Violations Cited: US EPA 40 CFR 61.150(a)(1)(iii) South Carolina Air Pollution Control Regulation 61-62.1, Section V, *NESHAP Project*

Summary: Shaw Air Force Base (Respondent), located in Sumter, South Carolina, is a military installation and unit of the United States Department of the Air Force. The Respondent violated US EPA 40 CFR 61 and South Carolina Air Pollution Control Regulations, as follows: allowing regulated asbestos-containing material (RACM) to accumulate or become dry during abatement activities; failure to conduct background air sampling prior to commencing abatement activities and to conduct daily air sampling once abatement activities had begun; failure to cover walls and ceilings not being abated with 4-mil or thicker polyethylene sheeting; failure to construct a decontamination enclosure system adjoining the contained work area prior to removal of RACM; and, failure to operate negative air pressure differential equipment.

Action: The Respondent has agreed to: comply with Federal and State asbestos handling and disposal requirements for RACM and for NESHAP projects; comply with

all applicable work practice, air sampling, clean-up and disposal requirements when removing RACM, and pay a civil penalty in the amount of six thousand dollars **(\$6,000.00)** in resolution to this matter.